

JANUARY 11, 1809.

Read the first and second time, and committed to a committee of the whole House on Friday next.

A Bill,

Providing an additional military force.

1 Sec. 1. *BE it enacted by the Senate and House of Representatives*
2 *of the United States of America, in Congress assembled, That in*
3 *addition to the present military force, authorized by law, there*
4 *shall be raised forty-four regiments of infantry; three regiments of*
5 *light artillery, and three regiments of riflemen, to be enlisted for the*
6 *term of* *years, unless sooner discharged; and to do duty*
7 *as herein after mentioned: each regiment to consist of one colonel,*
8 *one lieutenant colonel, one major, one adjutant, one pay master,*
9 *one quarter master, one surgeon, one surgeon's mate, ten captains,*
10 *ten first lieutenants, ten second lieutenants, ten ensigns, one ser-*
11 *jeant major, one quarter master serjeant, two principal musicians,*
12 *forty serjeants, forty corporals, forty musicians, and eight hundred*
13 *and forty privates.*

1 Sec. 2. *And be it further enacted,* That the president of the
2 United States be, and he is hereby authorized, by and with the
3 advice and consent of the senate, to appoint, in addition to the
4 other officers named in this act, five major generals, (who shall
5 be entitled to two aid-de-camps each, to be taken from the line)
6 ten brigadier generals, (who shall be entitled to one aid de camp
7 each, to be taked from the line) one adjutant and inspector gen-
8 ral, with the rank of brigadier general, and ten sub-adjutants and
9 inspectors, to be taken from the line of field officers, one quarter
10 master general, and ten brigade quarter masters, to be taken from
11 the line. The quarter master general may appoint such number
12 of deputies, not exceeding ten, as the service may require. The
13 regimental adjutants, quarter masters and pay masters appointed
14 under this act, shall be taken from the subalterns of the line: *Pro-*
15 *vided however,* That in case all or any of the officers aforesaid
16 should not be appointed during the present session of congress,
17 the president of the United States is hereby authorized to make
18 all or any of said appointments in the recess of the senate, and
19 grant commissions thereon, which shall expire at the end of the
20 next session of the senate thereafter.

1 Sec. 3. *And be it further enacted,* That the respective corps of
2 infantry, artillery and riflemen to be raised by virtue of this act,
3 shall be apportioned by the president of the United States among
4 the several states and territories, as nearly as practicable in entire
5 regiments or companies, according to the last militia returns in the
6 department of war, and shall be duly armed, equipped and or-

7 ganized into companies, battallions, regiments, brigades and divi-
8 visions.

1 Sec. 4. *And be it further enacted*, That each non-commissioned
2 officer, musician and private to be raised by virtue of this act,
3 shall, on their voluntary enlistment, be entitled to ten dollars boun-
4 ty, six dollars thereof to be paid at the time of enlistment, and the
5 remaining four dollars at their first assembling in regiment or
6 encampment, as is hereinafter provided; and shall also be entitled
7 to receive one uniform coat, one waistcoat, one pair of pantaloons,
8 one hat, two shirts, one pair of stockings, one pair of shoes, one
9 blanket, and one stock, and when called into actual service for
10 more than three months, shall be each entitled to additional arti-
11 cles of clothing, in proportion to the term of such actual service,
12 but not exceeding in the whole the annual allowance of clothing
13 to the regular troops now in service.

1 Sec. 5. *And be it further enacted*, That the troops to be raised
2 by virtue of this act, shall at all times during the period of their
3 engagement, be ready at a moment's warning for actual service, and
4 shall be liable to serve during the same, for any length of time,
5 not exceeding twelve months in the whole, and that each company
6 shall assemble *at least four different days* for exercise within three
7 months after *enlisting*, and previous to the first annual muster for
8 encampment, and in the course of the second year, each company
9 shall assemble six different days for exercise previous to the mus-
10 ter for encampment; and that the whole of the troops to be raised
11 by virtue of this act, shall assemble in their respective states and

12 territories, and in such bodies, and at such times and places as
 13 the president of the United States shall direct, and form regular
 14 encampments, and continue so encamped thirty days in each year,
 15 and be duly exercised in military discipline, and camp duties,
 16 under the instruction of a sub-adjutant and inspector, but under
 17 the command of the respective general and field officers.

1 *Sec. 6. And be it further enacted,* That the compensation of the
 2 officers, non-commissioned officers, musicians and privates, au-
 3 thorized by this act, shall be for the time they are in actual ser-
 4 vice, as follows, to wit: To each major-general one hundred and
 5 sixty-six dollars per month, fifteen rations per day, or an equiva-
 6 lent in money, and twenty dollars per month for forage, when not
 7 furnished by the public; to each of his aid-de-camps, thirty dol-
 8 lars per month, in addition to his pay in the line; to the adjutant
 9 and inspector-general, the pay and emoluments of a brigadier-
 10 general; and each of the sub-adjutants and inspectors, twenty
 11 dollars per month, in addition to his pay in the line; the quarter-
 12 master general fifty dollars per month, in addition to his pay in
 13 the line; and each of his deputies the pay and emoluments of a
 14 major; and all other officers, non-commissioned officers, musici-
 15 ans and privates, authorized by this act, shall receive the like pay,
 16 rations, forage and other emoluments, as the officers, non-com-
 17 missioned officers, musicians and privates, raised by the act en-
 18 titled "An act to raise for a limited time an additional military
 19 force," passed the twelfth day of April, 1808: *Provided however,*
 20 that each commissioned officer shall be entitled to one month's

21 pay, according to his grade, on the acceptance of his appoint-
 22 ment, and each officer, non-commissioned officer, musician and
 23 private, to a proportion of pay, rations, and forage, according to
 24 the time they shall actually attend company or camp musters, in
 25 conformity to this act.

1 *Sec. 7. And be it further enacted,* That the officers, non-com-
 2 missioned officers, musicians and privates, raised by this act,
 3 shall be entitled to the like compensation, in case of disability,
 4 produced by wounds, or otherwise, incurred while in actual ser-
 5 vice, as the officers, non-commissioned officers, musicians and pri-
 6 vates; in the present military establishment, and with them shall,
 7 on all musters, or in actual service, be subject to the rules and
 8 articles of war, which are or may hereafter be established by
 9 law.

1 *Sec. 8. And be it further enacted,* That if at the first general
 2 muster, for encampment, there shall be any company, or com-
 3 panies, that shall not exceed forty-five privates in number, the
 4 officers thereof shall be discharged from service, or deprived of
 5 the whole or such part of their pay, as shall be deemed proper by
 6 the president of the United States ; that whenever there shall be
 7 any company or companies consisting of a less number each than
 8 forty-six privates, it shall be the duty of the commanding offi-
 9 cer of the encampment to unite the men of such companies in
 10 such manner as local circumstances will best justify, and to dis-
 11 charge the supernumerary officers ; and if, in any case, it shall

12 become proper so to reduce the number of companies, as to ren-
 13 der it expedient to reduce the number of regiments in any state,
 14 the supernumerary field officers shall be discharged, at the dis-
 15 cretion of the president of the United States.

1 Sec. 9. *And be it further enacted,* That it shall be the duty of
 2 the adjutant and inspector-general, under the direction of the
 3 president of the United States, to give to each sub-adjutant and
 4 inspector suitable instructions for the drilling, exercising, and
 5 manœuvering the respective companies, regiments and brigades,
 6 and to furnish them with blank returns, muster and pay-rolls,
 7 and direct the mode and time of making inspection returns, and it
 8 shall be the duty of such sub-adjutants and inspectors to comply
 9 strictly with such instructions from the adjutant and inspector-
 10 general, and the adjutant and inspector general shall transmit co-
 11 pies of all returns and muster-rolls to the department of war.
 12 to be presented to the president of the United States.

1 Sec. 10. *And be it further enacted,* That it shall be the duty
 2 of the quarter master general, under the direction of the depart-
 3 ment of war, to furnish all necessary camp equipage, and other
 4 quarter master stores, for the respective encampments, and to
 5 hold his deputies and the brigade and regimental quarter masters
 6 responsible for all articles furnished them, respectively, by his de-
 7 partment, and that the supplies to the officers and men, generally,
 8 shall be in strict conformity to the general regulations, in like cases
 9 for the troops now in service.

1 Sec. 11. *And be it further enacted*, That if any officer, non-
2 commissioned officer, musician, or private raised by this act,
3 shall refuse or neglect to attend at any company muster, for
4 encamping, or for actual service, when duly ordered, he shall be
5 liable to be tried by a court marshal, for disobedience of orders;
6 and if a commissioned officer, be liable to be cashiered, and if a
7 non-commissioned officer, musician, or private, shall be liable to
8 such punishment as the nature and aggravation of the offence
9 shall require.